

Amendment No. 1 to HB1661

Curcio
Signature of Sponsor

AMEND Senate Bill No. 1673

House Bill No. 1661*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 55, Chapter 10, Part 2, is amended by adding the following as a new section:

(a) A person commits aggravated reckless driving who:

(1) Commits the offense of reckless driving, as defined in § 55-10-205;

and

(2) Intentionally or knowingly impedes traffic upon a public street, highway, alley, parking lot, or driveway, or on the premises of a shopping center, trailer park, apartment house complex, or any other premises accessible to motor vehicles that are generally frequented by the public at large.

(b)

(1) A violation of this section is a Class A misdemeanor.

(2) In addition to the penalty authorized by subdivision (b)(1), the court may assess a fine of two thousand five hundred dollars (\$2,500) to be collected as provided in § 55-10-412(b) and distributed as provided in § 55-10-412(c).

SECTION 2. Tennessee Code Annotated, Section 55-10-412, is amended by deleting subsection (b) and substituting:

(b) The proceeds from the increased portion of the fines for driving under the influence of an intoxicant provided for in chapter 948 of the Public Acts of 1994, the additional fines for reckless driving, under § 55-10-205(d)(2), and the additional fines for aggravated reckless driving, under SECTION 1(b)(2) must be collected by the respective

court clerks and then deposited in a dedicated county fund. This fund does not revert to the county general fund at the end of a fiscal year but remains for the purposes set out in this section. For the purposes of this section, the "increased portion of the fines for driving under the influence of an intoxicant" means the first one hundred dollars (\$100) collected after the initial collection of two hundred fifty dollars (\$250) on a first offense, the first one hundred dollars (\$100) collected after the initial collection of five hundred dollars (\$500) on a second offense, and the first one hundred dollars (\$100) collected after the initial collection of one thousand dollars (\$1,000) on a third or subsequent offense.

SECTION 3. Tennessee Code Annotated, Section 55-10-412(c), is amended by deleting the language "the funds generated by the increased fines provided for in chapter 948 of the Public Acts of 1994," and substituting "the funds collected pursuant to subsection (b)".

SECTION 4. This act takes effect July 1, 2022, the public welfare requiring it, and applies to offenses committed on or after that date.